IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Nilsen

Group Art Unit: 1656

Application No. Not Yet Assigned:

1 --- 1 --- 1000

Filed: Herewith

Examiner: J. Riley

Date: July 23, 2001

For: Optimally Labeled Oligonucleotides

nucleotides :

: X

Commissioner for Patents Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

 $$\operatorname{\textsc{Prior}}$$ to examination on the merits, the following amendments and remarks are respectfully submitted.

IN THE SPECIFICATION

CLEAN COPY OF AMENDED SPECIFICATION PARAGRAPHS:

[0001] This application is a continuation of U.S. Application Serial No. 09/482,803, filed January 13, 2000, which is a continuation of U.S. Application No. 08/909,539, filed August 12, 1997, which is a continuation-in-part of U.S. Application Serial No. 08/657,961, filed June 4, 1996, which is incorporated herein by reference.

POLYPROBE 3.0-017 CIP CONT CONT

MARKED-UP COPY OF AMENDED SPECIFICATION PARAGRAPHS:

[0002] This application is a continuation of U.S. Application Serial No. 09/482,803, filed January 13, 2000, which is a continuation of U.S. Application No. 08/909,539, filed August 12, 1997, which is a continuation-in-part of U.S. Application Serial No. 08/657,961, filed June 4, 1996, which is incorporated herein by reference.

REMARKS

In view of the above, it is respectfully requested that these amendments now be entered, and that prosecution on the merits of this application now be initiated. If, however, for any reason the Examiner does not believe such action can be taken, it is respectfully requested that he telephone applicant's attorney at (908) 654-5000 in order to overcome any objections which he may have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge applicant's Deposit Account No. 12-1095 therefor.

Respectfully submitted,

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP

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